

1 KEVIN V. RYAN (CSBN 118321)  
2 United States Attorney

\*\*E-filed 5/17/06\*\*

3 EUMI L. CHOI (WVBN 0722)  
4 Chief, Criminal Division

5 CANDACE KELLY (CSBN 191473)  
6 Assistant United States Attorney

7 450 Golden Gate Avenue, Box 36055  
8 San Francisco, California 94102-3495  
9 Telephone: (415) 436-6962  
10 FAX: (415) 436-7234

11 Attorneys for Plaintiff

12  
13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN JOSE DIVISION

16 UNITED STATES OF AMERICA, ) No. CR 05-00589-JF  
17 Plaintiff, )  
18 v. )  
19 ALEXANDER DZHUGA, )  
20 a/k/a Aleksandr Dhuga, )  
21 a/k/a Aleksandr Dzhuga, )  
22 LEONID DZHUGA, )  
23 VLADIMIR A. SEMENOV, )  
24 NATALIA IGOREVNA STADNIK, )  
25 a/k/a Natalia Stadnik Dzhuga, and )  
26 ARMOND TENNYSON TOLLETTE II, )  
27 a/k/a Armond T. Tollette, Jr., )  
28 Defendants. )  
\_\_\_\_\_  
STIPULATION AND [PROPOSED]  
ORDER TO EXCLUDE TIME UNDER  
THE SPEEDY TRIAL ACT FROM MAY  
17, 2006 TO JUNE 7, 2006

STIPULATION

1. The parties in the above-captioned case are scheduled to appear before the Court on May  
17, 2006 at 9:00 a.m. Government counsel was set to be in trial in San Francisco during that  
week and counsel for Leonid Dzhuga is unavailable on that date. Additionally, the defendants

ORDER  
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1 have not completed their review of the discovery in this matter. Accordingly, the parties have  
2 agreed to a continuance of the status hearing date to June 7, 2006.

3 2. All counsel agree and stipulate that time should be excluded from May 17, 2006 through  
4 and including June 7, 2006 from the Speedy Trial Act under 18 U.S.C. §§ 3161(h)(8)(A) and  
5 (B)(iv) for continuity of counsel and in order to allow the defendants a reasonable amount of time  
6 to effectively prepare for trial, taking into account the exercise of due diligence.

7 SO STIPULATED.

8 DATED: 5/9/06

9 /s/  
10 MARK J. WERKSMAN  
11 Attorney for Defendant A. Dzhuga

12 DATED: 5/10/06

13 /s/  
14 DMITRY Y. GUROVICH  
15 Attorney for Defendant  
16 L. Dzhuga

17 DATED: 5/16/06

18 /s/  
19 GEOFFREY BRAUN  
20 Attorney for Defendant Semenov

21 DATED: 5/10/06

22 /s/  
23 ELON BERK  
24 Attorney for Defendant Stadnik

25 DATED: 5/15/06

26 /s/  
27 KURT ROBINSON  
28 Attorney for Defendant Tollette

29 DATED: 5/15/06

30 /s/  
31 CANDACE KELLY  
32 Assistant United States Attorney

33 ORDER

34 The Court finds that there is good cause for the extension of time described above, and  
35 that the ends of justice served by granting this continuance outweigh the best interests of the  
36 public and of the defendants in a speedy trial and the prompt disposition of criminal cases. 18

37 ORDER  
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1 U.S.C. § 3161(h)(8)(A). The Court further finds that failure to grant the continuance would deny  
2 the defendants continuity of counsel and the reasonable time necessary for effective preparation  
3 taking into account the exercise of due diligence under 18 U.S.C. § 3161(h)(8)(B)(iv).

4 Accordingly, and with the consent of the defendants, the Court continues the matter to June  
5 7, 2006 at 9:00 a.m. for a status hearing and orders that the period from May 17, 2006 through  
6 and including June 7, 2006 be excluded from the Speedy Trial Act calculations under 18 U.S.C.  
7 § 3161(h)(8)(A) and (B)(iv).

8 IT IS SO ORDERED.

9  
10 DATED: 5/17/06



JEREMY FOGEL  
UNITED STATES DISTRICT JUDGE

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ORDER  
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that she is an employee of the office of the United States Attorney, Northern District of California and is a person of such age and discretion to be competent to serve papers. The undersigned certifies that she caused copies of

**STIPULATION AND [PROPOSED] ORDER TO EXCLUDE TIME UNDER THE  
SPEEDY TRIAL ACT FROM MAY 17, 2006 TO JUNE 7, 2006**

in the case of **UNITED STATES V. ALEXANDER DZHUGA, ET AL., CR 05-00589 JF** to be served on the parties in this action, by placing a true copy thereof in a sealed envelope, addressed as follows which is the last known address:

**Elon Berk  
15250 Ventura Boulevard, Suite PH-1220  
Sherman Oaks, California 91403  
Fax: (818) 205-1559**

**Dmitry Y. Gurovich  
15250 Ventura Boulevard, Suite PH-1220  
Sherman Oaks, California 91403  
Tel: (818) 205-1555**

**Mark J. Werksman  
801 South Figueroa Street, 11<sup>th</sup> Floor  
Los Angeles, California 90017  
Fax: (213) 624-1942**

**Geoffrey Braun  
181 Devine Street  
San Jose, CA 95110  
Tel: (408) 288-9512**

**Kurt Robinson  
4681 Deadwood Drive  
Fremont, CA 94536-6614  
Fax: (510) 315-3256**

— (By Personal Service), I caused such envelope to be delivered by hand to the person or offices of each addressee(s) above.

X (By Facsimile), I caused each such document to be sent by Facsimile to the person or offices of each addressee(s) above.

— (By Mail), I caused each such envelope, with postage thereon fully prepaid, to be placed in the United States mail at San Francisco, California.

\_\_\_\_\_(By Fed Ex), I caused each such envelope to be delivered by FED EX to the address listed above.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: May 9, 2006

/s/  
RAWATY YIM  
United States Attorney's Office

ORDER  
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